

CITY OF LEWISTON

CITY COUNCIL

AUGUST 11, 1998

REGULAR MEETING HELD IN THE COUNCIL ROOM AT 7:00 P.M.

THE HONORABLE KAILEIGH A. TARA, MAYOR, PRESIDING.

PRESENT: Councilors Lynch, Kelly, Albert, Samson, Bilodeau, Putnam, City Administrator Robert J. Mulready and Assistant City Administrator Peter Crichton.

Pledge of Allegiance to the Flag.

Moment of Silence.

VOTE (1)

Motion by Councilor Bilodeau, seconded by Councilor Putnam:

To dispense with the reading of the minutes of the July 14th, July 21st and July 23rd meetings and to accept and place them on file as prepared and amended by the Deputy City Clerk.

Passed - Vote 6-0

PUBLIC HEARING ON AN ORDINANCE PERTAINING TO IN-LAW APARTMENTS

The ordinance pertaining to in-law apartments received its first reading at this time.

VOTE (2)

Motion by Councilor Albert, seconded by Councilor Bilodeau:

That the ordinance pertaining to in-law apartments, to allow in-law apartments as a permitted use in the Rural Agricultural (RA) and Suburban Residential (SR) districts and set performance standards has passage on first reading by a yea and nay vote. Passed - Vote 6-0

VOTE (3)

Motion by Councilor Bilodeau, seconded by Councilor Albert:

That Rule 7 (c) of the Rules Governing the City Council be suspended to allow for a second reading at this time.

Passed - Vote 6-0

The ordinance pertaining to in-law apartments received its second reading at this time.

VOTE (4)

Motion by Councilor Bilodeau, seconded by Councilor Albert:

That the ordinance pertaining to in-law apartments, to allow in-law apartments as a permitted use in the Rural Agricultural (RA) and Suburban Residential (SR) districts and set performance standards has final passage by a yea and nay vote. Passed - Vote 6-0

**PUBLIC HEARING ON AN ORDINANCE PERTAINING TO
ZONING BOUNDARIES**

The ordinance pertaining to zoning boundaries received its first reading at this time.

VOTE (5)

Motion by Councilor Bilodeau, seconded by Councilor Samson:

That the ordinance pertaining to zoning boundaries, to rezone the properties on East Avenue between Green Street and Sabattus Street from Neighborhood Conservation "A" (NCA) district to Office-Residential (OR) district has passage on first reading by a yea and nay vote and that the public hearing on said ordinance be continued to the next regular meeting for final passage. Passed - Vote 4-2
Councilors Lynch & Putnam opposed.

Peter Crichton, Director of the City's Human Services Department, and Joline Banaitis, Multi-Purpose Coordinator, made a brief presentation on the proposal from Western Area Agency on Aging to manage the Lewiston Senior Citizen Program.

Eloise Moreau, Western Area Agency on Aging Director, and John Egan, Community Services Coordinator, commented on the proposal.

VOTE (6)

Motion by Councilor Samson, seconded by Councilor Kelly:

To approve the agreement between the City of Lewiston and the Western Area Agency on Aging for management of the Lewiston Senior Citizen Program for a one year period.
Passed - Vote 6-0

BATES MILL REDEVELOPMENT PROJECT

At the request of the Mayor, Mr. Robert Stone, a well known businessman and economist, gave a report of the economic advantages of developing the Bates Mill Complex and the price tag for doing nothing.

Following Mr. Stone's presentation a motion was made by Councilor Kelly, seconded by Councilor Samson, That the proper order be drafted for public hearing at the next regular meeting to be held on September 1st to submit to the voters the referendum question as being petitioned by "We The People" at a special municipal election to be held on November 3, 1998.

After a very lengthy and sometimes heated discussion the following action was taken.

VOTE (7)

Motion by Councilor Lynch, seconded by Councilor Kelly:

To table, the proposed referendum on the Bates Mill Project, until after item #5 has been acted upon.

Passed - Vote 6-0

Greg Mitchell, Development Director, made a brief presentation on the proposed sale of building 6 & 7 at the Bates Mill Complex.

Joyce Bilodeau, Chairperson of the Land Committee, reported that the Land Committee unanimously recommended the proposed sale.

There were many comments during the public hearing both in favor and against the proposal.

Tom Platz and Pat Maiorino presented information on the sale.

VOTE (8)

Motion by Councilor Albert, seconded by Councilor Bilodeau:

To authorize the sale of buildings 6 & 7 at the Bates Mill Complex to the Bates Mill Limited Liability Company in accordance with the City's revisions outlined in the staff memorandum dated July 24, 1998, for the proposal by Bates Mill L.L.C. dated July 21, 1998. Failed - Vote 2-4
Councilors Lynch, Kelly, Samson, & Putnam opposed.

VOTE (9)

Motion by Councilor Lynch, seconded by Councilor Kelly:

To remove from the table the proposed referendum on the Bates Mill Project. Passed - 6-0

VOTE (10)

Motion by Councilor Lynch, seconded by Councilor Kelly:

To table the proposed referendum on the Bates Mill Project. Failed - Vote 3-4 Yeas Lynch, Kelly & Samson, Nays Albert, Bilodeau, Putnam, the Mayor broke the tie by voting Nay.

Following more discussion, the Mayor allowed members of "We The People to meet and discuss the wording of the proposed referendum during which the following action was taken.

VOTE (11)

Motion by Councilor Putnam, seconded by Councilor Kelly:

To dispense with the rules and take up item #9 at this time. Passed - Vote 6-0

VOTE (12)

Motion by Councilor Kelly, seconded by Councilor Samson:

To accept the Planning Board recommendation that the properties in the Hogan and Stetson Road area not be rezoned from Suburban Residential (SR) district to Neighborhood Conservation "A" (NCA) district. Passed - Vote 6-0

VOTE (13)

Motion by Councilor Bilodeau, seconded by Councilor Kelly:

To accept the recommendation of the Police Department and to amend the Traffic Schedule as follows:

SECTION 38 - STOP SIGNS

WOODVILLE ROAD

2 signs at Winding Way

WINDING WAY

1 sign at Woodville Road

Passed - Vote 6-0

VOTE (14)

Motion by Councilor Bilodeau, seconded by Councilor Kelly:

To accept the recommendation of the Police Department and to amend the Traffic Schedule as follows:

SECTION 9
PARKING PROHIBITED ALL TIMES - FIRE LANES

ANDROSCOGGIN AVENUE

Even numbered side, west side, beginning at the southwest corner of Lisbon Street and Androscoggin Avenue, and extending northerly on Androscoggin Avenue a distance of 135' to Thompson Street.

Passed - Vote 6-0

VOTE (15)

Motion by Councilor Bilodeau, seconded by Councilor Kelly:

To approve the amendments to the Police False Alarm Policy changing the dispatch area from the Police Department to the 9-1-1 Communications Center and authorizing billing on a quarterly basis. Passed - Vote 6-0

Members of "We The People" returned at this time and reported that they did not want the question split nor did they wish to change the wording and the following action was taken.

VOTE (16)

Motion by Councilor Kelly, seconded by Councilor Samson:

That the proper order be drafted for public hearing at the next regular meeting to be held on September 1st to submit to the voters the referendum question as being petitioned by "We The People" at a special municipal election to be held on November 3, 1998. Passed - Vote 6-0

VOTE (17)

Motion by Councilor Samson, seconded by Councilor Kelly:

To approve the following requests for the Great Falls Balloon Festival to be held August 21, 22, 23, 1998:

1. To authorize the use of Railroad Park, Heritage Park and the former Libby Mill Parking lot from 4:30 P.M., Thursday, August 20 to 7:00 P.M., Sunday, August 23, 1998.
2. To authorize the closing of one lane of the Longley Memorial Bridge from 6:00 P.M., Friday, August 21 to 6:00 P.M., Sunday, August 23, 1998, with the option that a second lane be closed with the approval of the Police

Chief.

3. To authorize the temporary closure of the following streets to vehicular traffic:

Mill St. - August 21 8:00 A.M. to August 23 6:00 P.M.

Island Ave. - August 22 8:00 A.M. to 5:00 P.M.

Canal St. - Main St. to Ash St.

August 23 11:30 A.M. to 12:30 P.M.

Canal Bridge - Main St. - One southbound lane

August 23 11:30 A.M. to 12:30 P.M.

4. To prohibit peddlers and/or vendors from the following areas from Friday, August 21 6:00 P.M. to Sunday, August 23 6:00 P.M., unless permission is granted by the Great Falls Balloon Festival, Inc.:

Main St. - between Middle St. & Longley Memorial Bridge

Lisbon St. - between Chestnut St. and Main St.

Lincoln St. - between Chestnut St. and Main St.

Canal St. - between Chestnut St. and Main St.

Oxford St. - between Cedar St. and Cross St.

5. To authorize the Police Department to provide traffic control, crowd control and to tow any vehicles not in conformance with posted parking bans.
6. To waive the Facility Use Policy to allow for the use of up to 400 chairs and 30 tables from the Lewiston Armory for use in activity areas.
7. To authorize the Public Works Department to assist with the erection of the food booths.

Passed - Vote 6-0

VOTE (18)

Motion by Councilor Lynch, seconded by Councilor Samson:

To accept the recommendation of the Land Committee that the tax acquired building/structure located at 284 Lincoln Street on Franklin Company land be released to the State of Maine as proposed by the Maine Department of Transportation (MDOT) with the understanding that the MDOT will be responsible for all associated demolition and removal cost.

Passed - Vote 6-0

VOTE (19)

Motion by Councilor Putnam, seconded by Councilor Lynch:

CITY COUNCIL

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To adjourn at 11:45 P.M. Passed - Vote 6-0

A true record, Attest:

Kelly J. Mercier
Deputy City Clerk
Lewiston, Maine